GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVANTS - Housing Department - Andhra Pradesh State Housing Corporation Limited - Allegation of acquisition of assets disproportionate to the known sources of income against Sri Y.Prakasa Rao, Assistant Engineer (now retired), Andhra Pradesh State Housing Corporation Limited, formerly at Undrajavaram (M), West Godavari District - Prosecution Case pending before the ACB Court - Departmental action initiated for violation of APCS (Conduct) Rules, 1964 - Regular Inquiry conducted - Inquiry Report received - Charges held proved - Imposition of penalty - Orders - Issued.

HOUSING (VC.A1) DEPARTMENT

G.O.Rt.No.84 Dated:26.10.2021.

Read the following:-

1. From the Director General, Anti-Corruption Bureau, Andhra Pradesh, Letter Rc.No.69/RCA-EWG/2009-S13, Dt:30.10.2010.
2. Government Letter No.56/VC/A1/2011-1, dated 20.01.2011.
3. Inquiry Officer Reports Dated: 20.04.2016, 30.01.2019 & 14.07.2020.
4. From the MD, APSHCL as Letter No.1437/V2/WG/ACB/2011 Dated: 30.06.2021.

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ORDER:-

Whereas, the Director General, Anti Corruption Bureau, Andhra Pradesh has brought to the notice of the Government that on credible information that Sri Y.Prakasa Rao, Assistant Engineer (now retired), Andhra Pradesh State Housing Corporation Limited, formerly at Undrajavaram (M), West Godavari District, acquired assets disproportionate to his known sources of his income by indulging in corrupt practices, the ACB authorities have registered a case in Cr.No.3/RCA-EWG/2009 under sec.13 (2) r/w 13 (1) (e) of P.C. Act, 1988 against the Accused Officer on 23.03.2009 and investigated into the matter. In the reference 1st read above, he has submitted Final Report recommending to prosecute the Accused Officer, i.e, Sri Y.Prakasa Rao, Assistant Engineer (now retired), formerly at Undrajavaram (M), West Godavari District in the Court of law U/s 13(2) r/w 13(1) (e) of P.C. Act, 1988 and also to initiate departmental action for violation of the A.P.C.S. (Conduct) Rules, 1964.

2) And whereas, Government after detailed examination of the Final Report, have accepted the recommendations made therein by the Director General, Anti-Corruption Bureau, Andhra Pradesh and vide reference 2nd read above, have requested the Managing Director, APSHCL to issue Sanction Order to the Anti-Corruption Bureau to prosecute the Accused Officer in a Court of law and also to initiate departmental action against him for violation of the APCS (Conduct) Rules, 1964. In respect of "Prosecution Case", the Managing Director, APSHCL vide his Proceedings dated 28.02.2011 has issued Prosecution Sanction Order to the Bureau. In turn, the Bureau has filed Charge Sheet against the Accused Officer Sri Y.Prakasa Rao in the Court of the Hon'ble Special Judge for SPE and ACB Cases, Vijayawada on 13.05.2011 and the Case is pending trail.

3) And whereas, with regard to Departmental action for violation of the A.P.C.S. (Conduct) Rules, 1964; the Managing Director, APSHCL has initiated Departmental proceedings under Rule 20 of the A.P.C.S. (CC&A) Rules, 1991 against the Accused Officer, Sri Y.Prakasa Rao for violation of the A.P.C.S. (Conduct) Rules, 1964 and issued Articles of Charge on him; and appointed an Inquiry Officer to inquire into the Charges framed against the Charged Officer and to submit report. After conducting inquiry by following due procedure as prescribed under rules in force, the Inquiry Officer has submitted his Inquiry Report in the reference 3rd read above, holding the two (2) Charges framed against the Charged Officer as proved in the inquiry.

(P.T.O)

4) And whereas, in the reference 4th read above, the Managing Director, APSHCL has communicated a copy of the Inquiry Report to the Charged Officer, Sri Y.Prakasa Rao under Rule 21 of the A.P.C.S. (CC&A) Rules, 1991 calling for his explanation, if any, on the findings of the Inquiry Officer. The Charged Officer has submitted his Written Explanation requesting to drop further action against him. Further, the Managing Director, APSHCL has furnished the provisional decision to impose a minor penalty of "Withholding of one increment of pay without cumulative effect" on the Charged Officer as per the findings of the Inquiry Officer and also requested to issue necessary instructions for finalizing the disciplinary proceedings against him.

5) Government, after careful examination of the entire matter, hereby decide and order to withhold an amount equivalent to the penalty of 'Withholding of one increment of pay without cumulative effect' under A.P.C.S (CC&A) Rules, 1991 from the retirement benefits of the Charged Officer Sri Y.Prakasa Rao, Assistant Engineer (now retired), Andhra Pradesh State Housing Corporation Limited, formerly at Undrajavaram (M), West Godavari District for 'Violation of APCS (Conduct) Rules' 1964 since both the Charges were held 'proved' in the inquiry as the A.P.Revised Pension Rules, 1980 are not applicable to the Employees of the A.P. State Housing Corporation.

6) The Managing Director, A.P.State Housing Corporation Limited, Vijayawada shall take further necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri Y.Prakasa Rao, Assistant Engineer (now retired), Andhra Pradesh State Housing Corporation Limited, formerly at Undrajavaram (M), West Godavari District **Through** the Managing Director, A.P.State Housing Corporation Limited, Autonagar, Vijayawada.
The Managing Director, A.P.State Housing Corporation Limited, Autonagar, Vijayawada.

Copy to:-
The Secretary to Vigilance Commissioner, A.P. Vigilance Commission, Velagapudi.
The Director General, Anti-Corruption Bureau, Andhra Pradesh, 2nd Floor, NTR Administrative Block, Pandit Nehru Bus Station, Vijayawada-520001.
The PS to Minister (Housing)
Sf / Sc

// FORWARDED :: BY ORDER //

SECTION OFFICER